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WFO 10

AMDT. 4
MAY 13, 1944

WAR FOOD ADMINISTRATION

[WFO 10, Amdt. 4]

PART 1432—RICE

War Food Order No. 10 (8 F.R. 1076; 9 F.R. 4319), is hereby amended as follows:

1. By striking § 1432.1 (a) (9) and § 1432.1 (a) (10) defining undermilled and milled rice and by inserting in lieu thereof the following:

(9) "Milled rice" means the commodity defined by the "United States Standards for Milled Rice" as amended April 1, 1944: *Provided*, That, as used in paragraph (b) (2) of this order, the term "milled rice" shall not include Screenings milled rice or Brewers milled rice.

2. By striking the word "undermilled" wherever it appears in the order.

3. By striking out the figure "(1)" in the heading of paragraph (c) of the order.

4. By inserting after § 1432.1 (c) (3) the following additional provisions:

(4) The provisions of paragraph (b) (1) of this order shall not apply to brown or milled rice as to which any person becomes the first owner from May 15, 1944, to and including July 31, 1944.

(5) Notwithstanding the provisions of paragraph (b) (2) of this order, any first owner may sell, ship, consign, or deliver brown or milled rice in any amount to any State or the District of Columbia, from May 15, 1944, to and including July 31, 1944.

With respect to violations of said War Food Order No. 10, or rights accrued, or

liabilities incurred under said War Food Order No. 10, prior to the effective date of this amendment, said War Food Order No. 10 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violations, rights, or liabilities.

This amendment to said War Food Order No. 10 shall become effective at 12:01 a. m., e. w. t., May 15, 1944.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 13th day of May 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

War Food Administration, Summary to WFO 10 Amendment 4.

The War Food Administration has removed all set-aside requirements on brown and milled rice for the period May 15 through July 31, 1944, making the entire production during this period available to U. S. civilians and for com-

pletion of U. S. commitments to Cuba.

An amendment to the rice order, War Food Order No. 10, also removed for the same period restrictions on shipments of rice to the various States and the District of Columbia. Provisions of WFO 10 had required millers or first owners to set aside 45 percent of their milled rice for sale to the Government to assure an

adequate supply of this basic food for American Island territories, and to supply the needs of U. S. armed services and allied nations. Sufficient stocks now have been accumulated to fill these needs until the 1944 harvest late this summer.

WFA emphasized, however, that it will purchase all rice required to be set aside up to May 15.

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[WFO 10, Amdt. 5]

PART 1432—RICE

War Food Order No. 10, as amended (8 F.R. 9863; 8 F.R. 14785; 9 F.R. 5289; 9 F.R. 4321, 4319) is hereby amended to read as follows:

§ 1432.1 Restrictions on sale and distribution of rice—(a) Definitions. (1) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not, and includes any State or political subdivision or agency thereof.

(2) "Governmental agency" means (i) the Armed Services of the United States (excluding, for purposes of this order, United States Army post exchanges, United States Navy ships' service departments, and United States Marine Corps post exchanges); (ii) the War Food Administration (including, but not restricted to any corporate agency thereof); (iii) the War Shipping Administration; (iv) the Veterans' Administration; and (v) any other instrumentality or agency designated by the War Food Administrator.

(3) "Armed Services of the United States" means the Army, the Navy, the Marine Corps, or the Coast Guard of the United States.

(4) "Director" means the Director of Distribution, War Food Administration, or any employee of the War Food Administration, designated by such Director.

(5) "Miller" means any person who mills 500 or more barrels of rough rice, in any month.

(6) "Mill" means to convert rough rice into brown or milled rice for one's own account or the account of another.

(7) "Barrel" means 162 pounds.

(8) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice", as amended May 15, 1942.

(9) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice", as amended May 15, 1942.

(10) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice", as amended April 1, 1944.

(b) Restrictions. Beginning October 1, 1944, every miller shall set aside each calendar month and shall hold for sale to a governmental agency, a quantity of milled rice in an amount equal to 35 percent of the total quantity of the brown and milled rice milled by him during the month. Milled rice so set aside shall be of the grade No. 4, or better, of one of the Classes I to X inclusive, or of the grade No. 5 of one of the Classes I to X

WAR FOOD ADMINISTRATION

inclusive, containing not more than 15 percent of broken rice. Beginning October 1, 1944, no miller shall deliver or otherwise dispose of, except to a governmental agency, rice milled by him during any calendar month, in an amount exceeding 65 percent of the total combined quantity of brown and milled rice milled by him during such calendar month. Deliveries to a governmental agency of grades or classes of brown or milled rice other than those specified in this paragraph may be credited against the amount of rice required to be set aside. All rice set aside may be offered for sale, at no more than ceiling prices established by the Office of Price Administration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of such rice will be received on specified dates.

(c) Exemptions from restrictions of paragraph (b). (1) The Director may, upon application of any miller, authorize such miller to deliver to persons other than governmental agencies, brown or milled rice, and to credit such deliveries against the quantity of milled rice required to be set aside under (b) hereof, when satisfactory evidence is submitted to the Director that the brown or milled rice so delivered is to be subsequently delivered to a governmental agency in the form of rice or a product thereof.

(2) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

(d) Contracts. The provisions of this order and of all orders or regulations issued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made, or any rights accrued or payments made thereunder.

(e) Audits and inspections. The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises, or stocks of rice of any person, and to make such investigations, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) Records and reports. (1) The Director shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate), maintain an accurate record of his transactions in rice.

(g) Petition for relief from hardship. Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may apply in writing for relief to the Director setting forth in such petition all pertinent facts and the nature of the relief sought. The Director may thereupon take such action as he deems appropriate, which action shall be final.

(h) Communications. All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued by the Director, be addressed to the Director of Distribution, War Food Administration, Washington 25, D. C., Ref. WF-10.

(i) Violations. Any person who violates any provision of this order may, in accordance with applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provisions of this order.

(j) Delegation of authority. The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any person within the War Food Administration any or all of the authority vested in him by this order.

(k) Effective date. This order shall become effective at 12:01 a. m., e. w. t., August 1, 1944. With respect to any violations of said War Food Order No. 10, as amended, or rights accrued, liabilities incurred, or appeals taken under said order, prior to August 1, 1944, said War Food Order No. 10, as amended, shall be deemed in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements of this order will be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 18th day of July 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

War Food Administration,
Summary to WFO 10 Amendment 5.

The War Food Administration has amended War Food Order No. 10 requiring the Nation's rice millers to set aside 35 percent of their milled production after October 1, 1944 for purchase by Government agencies.

The new crop set aside is 10 percent less than that required during the 1943-44 rice season, and 25 percent less than was required when WFO 10 originally was issued January 21, 1943.

The amendment, issued by WFA in preparation for the coming rice harvest

and milling season, completely eliminates a provision which formerly required millers to distribute rice for civilian consumption on a State quota basis, limiting delivery in the respective States to 85 percent of that delivered between August 1, 1941 and July 31, 1942.

On the basis of current production estimates, the 35 percent set aside should provide about 5½ million (100-pound) pockets during the coming crop year which is approximately the quantity purchased by WFA last season before the set-aside order was suspended May 15. Present indications are that 5½ million pockets will meet all Government re-

quirements for the coming 12 months, including those of United States military and war services, our allies and other friendly nations, and liberated areas.

Millers operating small "huller type" mills producing less than 500 barrels of milled rice per month are exempt from provisions of the set-aside order.

Though the effective date of the amendment itself is August 1, 1944, when the suspension order issued May 15 expires, the set-aside provision of the order will not become effective until October 1 because supplies currently on hand are sufficient to meet Government needs until that date.

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WAR FOOD ADMINISTRATION
OFFICE OF DISTRIBUTION
WASHINGTON 25, D. C.

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[WFO 10, Amdt 6]

PART 1432—RICE

RESTRICTIONS ON SALE AND DISTRIBUTION

War Food Order No. 10, as amended (9 F.R. 8174; 4321; 4319), is hereby amended by striking paragraph (b) and substituting in lieu thereof, the following:

§ 1432.1. Restrictions on sale and distribution of rice. * * *

(b) *Restrictions and release.* (1) Beginning October 15, 1944, every miller in the State of California shall set aside each calendar month and shall hold for sale to a governmental agency a quantity of milled rice in an amount equal to 35 percent of the total quantity of the brown and milled rice milled by him during the month. Milled rice so set aside shall be of the grade No. 4, or better, of one or more of the classes I to X, inclusive, or of the grade No. 5 of one or more of the classes I to X, inclusive, containing not more than 15 percent of broken rice. Beginning October 15, 1944, no miller in the state of California shall deliver or otherwise dispose of, except to a governmental agency, rice milled by him in any calendar month in an amount exceeding 65 percent of the total combined quantity of brown and milled rice milled by him during such calendar month. Delivery to a governmental agency of grades or classes of brown or milled rice other than those specified in this paragraph

may be credited against the amount of rice required to be set aside.

(2) Beginning October 15, 1944, every miller in any state other than California shall set aside each calendar month and shall hold for sale to a governmental agency, a quantity of milled rice in an amount equal to 25 percent of the total quantity of the brown and milled rice of Class VI Blue Rose, Class VII Early Prolific, Class VIII American Pearl, and of the Ark Rose and Zenith varieties of Class X, milled by him during the month, and no miller in any state other than California shall deliver or otherwise dispose of, except to a governmental agency, rice of these specified classes and varieties milled by him during any calendar month, in an amount exceeding 75 percent of the total combined quantity of the brown and milled rice of such classes and varieties milled by him during such month: *Provided*, That these specified percentages shall apply during October, 1944, only to rice milled between October 15 and October 31, 1944. Milled rice set aside shall be of the grade No. 4 or better of one or more of the classes and varieties named in this paragraph or of the grade No. 5 of one or more of such classes and varieties containing not more than 15 percent of broken rice. Delivery to a governmental agency of lower grades or of brown or unpolished milled rice of the classes and varieties named in this paragraph may be credited

against the amount of rice required to be set aside.

(3) All rice set aside may be offered for sale, at no more than ceiling prices established by the Office of Price Administration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of such rice will be received on specified dates.

(4) Rice set aside pursuant to War Food Order No. 10, Amendment 5 (9 F.R. 8174) by any miller in any state other than California between October 1, 1944, and October 15, 1944, is hereby released.

Effective date. This order shall become effective at 12:01 a. m. e. w. t., October 15, 1944.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 10, as amended, prior to October 15, 1944, all provisions of said War Food Order No. 10, in effect prior thereto, shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179, E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 14th day of October 1944.

WILSON COWEN,
Assistant War Food Administrator.

War Food Administration,
Summary to WFO-10 Amendment 6.

The War Food Administration has reduced from 35 to 25 percent the set aside requirements on specified classes of *short grain* milled rice produced in the southern states and eliminated the set aside on *long grain* varieties in that area. Requirements remain at 35 percent for all rice in California, where the production is almost exclusively short grain. The reduction is effective October 15.

Elimination of set aside requirements on long grain varieties, produced principally in Arkansas, Louisiana and Texas, will effect about 25 percent of the

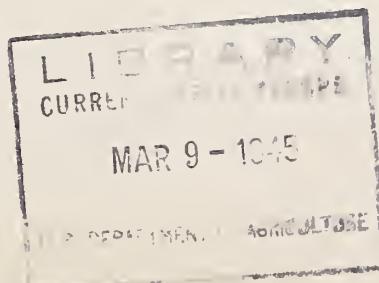
total milled production, estimated at about 18.5 million 100-pound bags. The short grain varieties—principally Blue Rose, Early Prolific, American Pearl, Ark Rose and Zenith—constitute about 75 percent of the total. These are the only varieties subject to the 25% set aside provisions.

Changes in the set aside requirements, made in an amendment to War Food Order No. 10, are possible because the War Department has advised WFA that its purchases of rice in the future are expected to be confined to the long grain varieties in the south and that indications are Army requirements may be obtained without a set aside order. Much

of the Army's requirements heretofore has been purchased direct from millers.

The current set aside reduction to 25 percent of short grain production is the fourth made since WFO 10 was issued January 21, 1943. The first set aside requirement (on the 1942 production) was 60 percent. It was reduced to 45 percent on August 1, 1943, and to 35 percent on July 18, 1944, but was not effective until October 1.

On the basis of current production estimates, the new set aside provisions should result in the Government purchase of some 3.8 million bags of rice during the current crop year.



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[WFO 10, Amdt. 8]

PART 1432—RICE

RESTRICTION ON SALE AND DISTRIBUTION

War Food Order No. 10, as amended (9 F.R. 8174, 12505, 4321, 4319), is hereby amended by striking § 1432.1 (b) and substituting in lieu thereof the following:

(b) *Restrictions.* Every miller shall set aside between the effective date of this order and February 28, 1945, inclusive, and during each succeeding calendar month, and shall hold for sale to a governmental agency, a quantity of milled rice in an amount equal to 60 percent of the total quantity of brown and milled rice milled by him during each of such periods, and no miller shall deliver or otherwise dispose of, except to a governmental agency, rice milled by him

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during any such period, in an amount exceeding 40 percent of the total quantity of brown and milled rice milled by him during such period. Milled rice so set aside shall be of the Grade No. 4 or better, of one of the Classes I to X inclusive, or of the Grade 5, of one of the Classes I to X inclusive, containing not more than 20 percent of broken rice. Deliveries to a governmental agency of grades or classes of brown or milled rice other than those specified in this paragraph may be credited against the amount of rice required to be set aside. All rice set aside may be offered for sale, at no more than ceiling prices established by the Office of Price Administration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of such rice will be received on specified dates.

Effective date. This amendment shall become effective at 12:01 a. m., e. w. t., February 13, 1945.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 10, as amended, prior to February 13, 1945, all provisions of said War Food Order No. 10, in effect prior thereto, shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 12th day of February 1945.

MARVIN JONES,
War Food Administrator.

War Food Administration,
Summary to WFO-10, Amendment 8.

The War Food Administration has amended War Food Order 10 to increase the set-aside of 25 percent of certain classes and varieties of milled rice in the Southern States and 35 percent of all milled rice in California to 60 percent of all milled rice of acceptable grades in both areas. The amendment is effective February 13, 1945.

Milled rice considered acceptable for the set-aside must be grade 4 or better, or grade 5 provided it does not contain more than 20 percent broken rice. However, the Army has made numerous contracts for unpolished rice, and WFA expects to purchase some rice of grades and qualities other than the acceptable

grades. Deliveries of this rice may be credited to the set-aside.

New WFA requirements and needs of other governmental agencies, including the armed forces, make the increase necessary. Much of the rice in excess of the previous WFA requirements will be for the Army and for civilians in areas which are normally supplied from territories still under Japanese control.

Due to the increased set-aside, slightly less rice than was previously expected will be available for domestic consumption. However, rice stocks in domestic trade channels are adequate for present needs, because more than the usual amount of rice already has been shipped by millers for domestic use this season.

Total supplies of milled rice in prospect before the next harvest in the fall are about nine million bags (100 pounds),

of which approximately one-third is in California.

With the cooperation of the rice industry, the armed forces and WFA already have contracted for most of the California stocks. In the south, the set-aside will provide about three million bags for the armed forces and WFA. Most of the additional rice that will be obtained under the increased set-aside is for the armed forces.

The new amendment does not affect the requirement in WFO 10 that all rice millers report monthly on production and shipment of milled rice. Millers will be required to make two such reports for the month of February—the first covering February 1 to February 12 on the basis of the former set-aside, the other covering February 13 to February 28 on the basis of the increased set-aside.



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[WFO 10, Amdt. 9]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (9 F.R. 8174, 12505, 10 F.R. 103, 1824), is further amended to read as follows:

(2) "Rice required to be set aside" — (a) *Definitions.* (1) "Miller" means any person who mills more than 500 barrels of rough rice in any one month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice", as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice", as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice", as amended April 1, 1944.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Barrel" means 162 pounds.

(7) "Governmental agency" means the Army, Navy, Marine Corps or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps exchanges, and similar organizations), the War Food Administration (including any corporate agency thereof), the War Shipping Administration, the Veterans Administration, and any other instrumentality or agency designated by the War Food Administrator.

(8) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(9) "Director" means the Director of Marketing Services, War Food Administration.

(b) *Amount to be set aside.* Every miller shall set aside, reserve, and hold for delivery to a governmental agency (1) the total amount of rice milled by him after the effective date of this order, and (2) the total amount of milled rice owned by him on the effective date of this order, wherever located.

(c) *Offers of set aside rice.* Any rice set aside and reserved under this order by any miller located in California may be offered to the Office of Supply, Commodity Credit Corporation, War Food Administration, 821 Market Street, San Francisco, California. Any rice set aside and reserved under this order by any miller located in any State other than California may be offered to the Office of Supply, Commodity Credit Corporation, War Food Administration, 425 Wilson Building, Dallas 1, Texas. All offers shall be made pursuant to requests for offers issued by the Commodity Credit Corporation, at prices not in excess of maximum prices established by the Office of Price Administration. In the event of the non-acceptance of any offer

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by the Commodity Credit Corporation, said corporation shall issue a notice of non-acceptance in writing and deliver the same to the offeror, specifying the kind, grade and amount of rice involved.

(d) *Releases.* Any miller who has offered rice to the Commodity Credit Corporation and has been notified of the non-acceptance of such rice in accordance with paragraph (c) hereof, may submit the original of such notice of non-acceptance with each monthly report filed by him under War Food Order No. 10.1 (9 F.R. 9775). Upon the submission of such notice of non-acceptance, all rice covered by the said notice shall be released from the set aside requirements of this order and shall, without further notice to the miller holding such rice, be subject to disposition at his option.

(e) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder, provided that the provisions of this order shall not be construed as reducing the amount of rice which any miller is required to offer or to deliver under an existing contract with a governmental agency. Any rice delivered to a governmental agency after the effective date of this order pursuant to such pre-existing contracts may be credited against the set aside requirements of this order.

(f) *Records and reports.* (1) Every miller shall, within five days after the effective date of this order, mail the following information to the Order Administrator:

(i) The total quantity of milled rice on hand on the effective date of this order;

(ii) The total quantity of milled rice sold or contracted to be sold to a governmental agency and not delivered to such agency on the effective date of this order.

(2) The Director shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

(3) Every person subject to this order shall, for at least two years, or for such other period of time as the Director may designate, maintain an accurate record of his production of and transactions in rice.

(g) *Audits and inspections.* The Director shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of rice of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(h) *Petition for relief from hardship.* Any person affected by this order who

considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(i) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(j) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(k) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Director, Office of Marketing Services, War Food Administration, Washington 25, D.C.

(l) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(m) *Effective date.* This order shall become effective at 12:01 a.m. e.w.t., March 10, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 9th day of March 1945.

MARVIN JONES,
War Food Administrator.

War Food Administration,
Summary to WFO-10 Amendment 9.

The War Food Administration has amended War Food Order 10 to increase the set-aside of milled rice from 60 percent both in the Southern States and in California to 100 percent of all milled rice in both areas. The amendment—No. 9—is effective March 10, 1945.

The increased set-aside is made necessary principally because of increased Government requirements for rice in liberated areas of the South Pacific. However, at the present rate of consumption, rice for civilians is expected to meet normal demands through the crop year ending July 1945. To date, civilians have

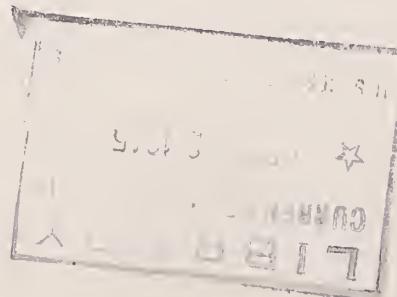
received approximately seven and a half million bags of rice since July 1, 1944 and present civilian allocations provide for approximately one million additional bags between now and July 1, 1945, making a total of eight and a half million bags for the 12-month period. This compares with about eight and a quarter million bags for the preceding 12-month period. Arrangements have been made by CCC to assure civilians of their present allocated quantity of approximately one million bags. Arrangements have also been made in the same respect for foreign and other agencies.

Rice now required for governmental agencies includes all milled rice owned by millers on the effective date of the

amendment, wherever the rice is located, as well as the total amount milled after the effective date.

The amendment provides further that any miller who has offered rice to CCC—which is expected to purchase the rice for all Government agencies—and is notified by that corporation of its non-acceptance will then be free to dispose of such unacceptable rice as he pleases. However, it is not expected that rice of acceptable grades will be rejected by CCC.

Contracts between millers and the Government will continue in effect despite this amendment. Previously, amendments had voided all prior contracts.



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WFO 10

AMDT. 10

JULY 31, 1945

DEPARTMENT OF AGRICULTURE

U. S. DEPARTMENT OF AGRICULTURE

[WFO 10, Amdt. 10]

PART 1432—RICE A

RICE SET ASIDE

War Food Order No. 10, as amended (10 F.R. 2705), is hereby amended to read as follows:

§ 1432.1 *Restrictions on sale and distribution of rice*—(a) *Definitions*. (1) "Miller" means any person who mills more than 250 barrels of rough rice in any one month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice", as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice", as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice", as amended April 1, 1944.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Barrel" means 162 pounds.

(7) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army Post Exchanges, United States Navy Ships' Service Departments, United States Marine Corps Post Exchanges, and similar organizations), the United States Department of Agriculture (including any corporate agency thereof), the War Shipping Administration, the Veterans' Administration, and any other instrumentality or agency designated by the Secretary of Agriculture.

(8) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(9) "Director" means the Director of Marketing Services, United States Department of Agriculture.

(10) "Secretary of Agriculture" means the Secretary of Agriculture, United States Department of Agriculture.

(b) *Restrictions*. Beginning August 1, 1945, every miller shall set aside each calendar month and shall hold for sale to a government agency, a quantity of milled rice in an amount equal to 55 percent of the total combined quantity of the brown and milled rice milled by him during the month. Milled rice so set aside shall be of grade No. 5 or better, of one of the Classes I to X, inclusive. Beginning August 1, 1945, no miller shall deliver or otherwise dispose of, except to a governmental agency, rice milled by him during any calendar month, in an amount exceeding 45 percent of the total combined quantity of brown and milled rice milled by him during such calendar month. Deliveries to a government agency of grades or classes of brown or milled rice other than those specified in this paragraph may be credited against the amount of rice required to be set aside. All rice set aside may be offered for sale, at not more than ceiling prices established by the Office of Price Admin-

istration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of such rice will be received on specified dates.

(c) *Exemptions from restrictions of paragraph (b)*. (1) The Director may, upon application of any miller, authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) hereof, when satisfactory evidence is submitted to the Director that the brown or milled rice so delivered is to be subsequently delivered to a governmental agency in the form of rice or a product thereof.

(2) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

(d) *Records and reports*. (1) Every miller shall file with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., prior to the 15th day of each month (on a form furnished by the said Order Administrator) a report for the preceding calendar month showing:

(i) The quantity of rough rice milled by him;

(ii) The quantities of brown rice and of milled rice produced by him;

(iii) The quantity of brown and milled rice shipped by him, first, to governmental agencies; second, to the export trade; and third, to domestic civilian trade;

(iv) The quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

(v) The quantity of milled rice sold to governmental agencies since August 1, 1945, which remains unshipped at the end of the month for which the report is made.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate), maintain an accurate record of his production of and transactions in rice.

(3) The Director shall be entitled to obtain such other information from and require such other reports and the keeping of such other records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

(e) *Audits and inspections*. The Director shall be entitled to make such audit or inspection of the books, records, and other writings, premises, or stocks of rice of any person and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Contracts*. The provisions of this order and all orders or regulations issued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made or any rights accrued or payments made thereunder.

(g) *Petition for relief from hardship*. Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(h) *Violations*. Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provisions of this order.

(i) *Delegation of authority*. The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications*. All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Director, Office of Marketing Services, United States Department of Agriculture, Washington 25, D. C.

(k) *Territorial scope*. This order shall apply within the 48 States and the District of Columbia.

(l) *Effective date*. This order shall become effective at 12:01 a. m., e. w. t., August 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

Note: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 31st day of July 1945.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

RICE SET ASIDE REDUCED

Reduction from 100 percent to 55 percent in set aside requirements of rice milled in the Southern States and California is announced by the U. S. Department of Agriculture. This action is expected to make between 10 and 15 percent more rice available to U. S. civilians, since the Commodity Credit Corporation, which purchased the entire 100 percent

of the former set aside has already released about 30 percent largely for civilian use, with some for export purposes. The new set aside percentage is contained in amendment No. 10 to War Food Order 10, effective August 1.

The 100 percent set aside, in effect since March 10, 1945, was made necessary because increased Government requirements for rice in liberated areas of the South Pacific came at a time when supplies of rice in this country were very low. As the result of CCC releases of

rice however, the actual quantity set aside during this period amounted to approximately 70 percent.

Also included in the new amendment is a provision which changes the definition of miller from "any person who mills more than 500 barrels of rough rice in any one month" to "any person who mills more than 250 barrels of rough rice in any one month."

Rice to be set aside must be Grade U. S. No. 5 or better, of any variety.

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[WFO 10, Amdt. 11]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (10 F. R. 9611, 10419) is hereby amended:

1. By striking §§ 1432.1 (b) and (c) and substituting in lieu thereof respectively, the following:

(b) *Restrictions.* Beginning October 1, 1945, every miller shall set aside each calendar month and shall hold for sale to a governmental agency, a quantity of milled rice in an amount equal to 40 percent of the total combined quantity of the brown and milled rice milled by him during the month. Milled rice so set aside shall be of grade No. 5 or better, of one of the Classes I to X, inclusive. Beginning October 1, 1945, no miller shall deliver or otherwise dispose of, except to a governmental agency, rice milled by him during any calendar month, in an amount exceeding 60 percent of the total combined quantity of brown and milled rice milled by him during such calendar month. All rice set aside may be offered for sale, at not more than ceiling prices established by the Office of Price Administration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of

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AMDT. 11

OCT. 9, 1945

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substituting in lieu thereof the following:

(c) *Exemptions from restrictions of paragraph (b).* (1) Deliveries to governmental agencies of grades or classes of brown or milled rice, other than those specified in (b) hereof, may be credited against the amount of rice required to be set aside under this order.

(2) Brown or milled rice delivered to persons other than governmental agencies for civilian use in Puerto Rico, the Virgin Islands or Hawaii may be credited against the quantity of milled rice required to be set aside under (b) hereof.

(3) The Assistant Administrator may upon application of any miller, authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) hereof, when satisfactory evidence is submitted to the Assistant Administrator that the brown or milled rice so delivered is to be subsequently delivered to governmental agencies in the form of rice or a product thereof.

(4) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

2. By striking § 1432.1 (d) (iv) and

~~DEPARTMENT OF AGRICULTURE~~ of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands and Hawaii for civilian use and the quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

Effective date. This order shall become effective at 12:01 a. m., e. s. t., October 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

Note: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements, will be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E. O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

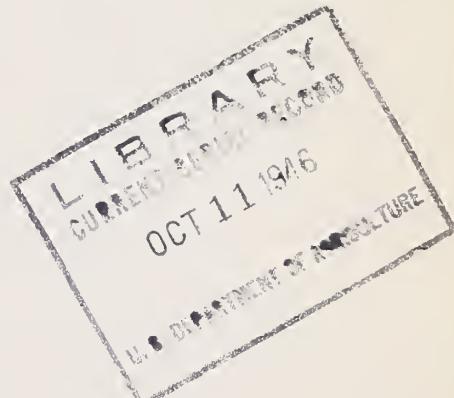
Issued this 9th day of October 1945.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

GPO—WFA 581—p. 1

procurement assistance provided by this Order has diminished to the point that the continuance of WFO 74 is no longer considered necessary.

Food Orders Nos. 10, 16, 19, 42, 42b, and 75-3 under amendments to those orders which will be effective on that date.



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[WFO 10, Amdt. 13]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (10 F.R. 9611, 10419, 12761, and 14685), is hereby further amended to read as follows:

§ 1432.1 *Restrictions on sale and distribution of rice*—(a) *Definitions*. (1) "Miller" means any person who mills more than 250 barrels of rough rice in any one month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice," as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice," as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice," as amended April 1, 1944.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Barrel" means 162 pounds.

(7) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including, but not restricted to, any corporate agency thereof), the War Shipping Administration or any approved ship supplier designated as such by War Shipping Administration, the Veterans Administration, and any other instrumental or agency designated by the Secretary of Agriculture.

(8) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(9) "Assistant Administrator" means the Assistant Administrator for Regulatory and Marketing Service Work, Production and Marketing Administration, United States Department of Agriculture.

(10) "Secretary of Agriculture" means the Secretary of Agriculture, United States Department of Agriculture.

(b) *Restrictions*. (1) Beginning January 1, 1946, every miller in the State of California, except as provided in (c) hereof, shall set aside each calendar month and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X inclusive, in an amount equal to 60 percent of the total combined quantity of the brown and milled rice milled by him during such month. Beginning January 1, 1946, every miller in any state other than California, except as provided in (c) hereof, shall set aside each calendar month and thereafter hold for sale to a

governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X inclusive, in an amount equal to 35 percent of the total combined quantity of the brown and milled rice milled by him during such month. All rice set aside may be offered for sale, at not more than ceiling prices established by the Office of Price Administration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of such rice will be received.

(2) No miller shall in any calendar month deliver rice of any of the grades and classes specified in (b) (1) hereof unless he has set aside and holds in inventory for sale to, or has delivered to, a governmental agency the quantity of milled rice required by (b) (1) hereof to be set aside during each preceding calendar month.

(c) *Exemptions from restrictions of paragraph (b)*. (1) Any miller who in any calendar month does not mill sufficient milled rice of grade 5 or better and of one or more of the Classes I to X inclusive to comply with (b) (1) hereof shall be automatically released from compliance therewith during such month provided he

(i) Sets aside during such month and thereafter holds for sale to, or delivers to, a governmental agency all rice of the above specified grades and classes milled by him during such month;

(ii) During the following month sets aside as required by (b) (1) and thereafter holds for sale to, or delivers to, a governmental agency, in addition to the quantity of rice regularly required to be set aside in that month, sufficient rice of the specified grades and classes to make up the deficit for the preceding month; and

(iii) Prior to the 15th day of the month following that in which a deficient set aside was made under (c) (1) (i) hereof, files with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., a certificate in the form prescribed in Appendix A hereto showing the quantity of rice of grade 5 or better and of one or more of the classes I to X inclusive milled by him during the month for which the deficient set aside was made, and a lot inspection certificate signed by a federally licensed inspector with respect to each lot of rice of grades and classes other than those above specified milled by him during such month.

(2) Deliveries to governmental agencies of grades or classes of brown or milled rice, other than those specified in (b) (1) hereof, may be credited against the amount of rice required to be set aside under this order.

(3) The Assistant Administrator may upon application of any miller, authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) (1) here-

of, when satisfactory evidence is submitted to the Assistant Administrator that the brown or milled rice so delivered is to be subsequently delivered to governmental agencies in the form of rice or a product thereof.

(4) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

(d) *Records and reports*. (1) Every miller shall file with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., prior to the 15th day of each month (on a form furnished by the said Order Administrator) a report for the preceding calendar month showing:

(i) The quantity of rough rice milled by him;

(ii) The quantities of brown rice and of milled rice produced by him;

(iii) The quantity of brown and milled rice shipped by him, first, to governmental agencies; second, to the export trade; and third, to the domestic civilian trade;

(iv) The quantities of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands and Hawaii for civilian use and the quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

(v) The quantity of milled rice sold to governmental agencies since August 1, 1945, which remains unshipped at the end of the month for which the report is made.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Assistant Administrator may designate), maintain an accurate record of his production of and transactions in rice.

(3) The Assistant Administrator shall be entitled to obtain such other information from and require such other reports and the keeping of such other records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

(e) *Audits and inspections*. The Assistant Administrator shall be entitled to make such audit or inspection of the books, records, and other writings, premises, or stocks of rice of any person and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Contracts*. The provisions of this order and all orders or regulations issued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made or any rights accrued or payments made thereunder.

(g) *Petition for relief from hardship*. Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator.

Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(h) **Violations.** Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provisions of this order.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the

administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Assistant Administrator for Regulatory and Marketing Service Work, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

• (k) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(1) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., January 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 29th day of December 1945.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture

APPENDIX A—CERTIFICATE

Secretary of Agriculture, United States Department of Agriculture, in accordance with War Food Order No. 10, as amended, that the total quantity of milled rice of grade 5 or better and of one or more of the Classes I to X inclusive milled by _____

During _____ 194_____, was
Month _____ Year _____
_____ 100-pound bags and that all of said
rice was set aside and is held for sale to, or
was delivered to, a governmental agency as
provided in said War Food Order.

Signed _____

U. S. Department of Agriculture
Summary to WFO 10, Amendment 13

The U. S. Department of Agriculture announced today that 35 percent of the production of milled rice in the South and 60 percent in California must be set aside for Government procurement on and after January 1, 1946.

The set-aside has been a flat 40 percent since October 1. The January 1 change represents a net increase primarily to facilitate Government acquisition and movement of rice to the Philippines and other Asiatic areas of food shortage.

The Department also announced that commercial shipments of rice to U. S. Territories after December 31 will not be deductible from the quantities ordered set aside for Government procurement.

The changes in the rice set-aside are covered in an amendment to War Food Order No. 10. This Order has been in effect, and amended from time to time, since January 1943. It applies to all rice milled and requires that the set-aside be made from rice of the Classes I to X (inclusive) of Grade U. S. No. 5 or better.

The January 1946 amendment specifies that no mill may deliver to any com-

mercial agency rice of the classes and grades acceptable to Government agencies under the set-aside if the mill has failed to make the full set-aside required during previous months.

Any miller who does not produce in a month enough rice of suitable quality to meet the set-aside requirement may obtain an extension of time to the end of the following month by submitting to the Department (1) lot inspection certificates for all rice failing to meet the set-aside quality requirements and (2) certification that all rice of acceptable quality produced during the month has been set aside.

DEPARTMENT OF AGRICULTURE

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[WFO 10, Amdt. 14]

PART 1432—RICE
RICE SET ASIDE

War Food Order No. 10, as amended (10 F.R. 9611, 10419, 12761, and 14685; and 11 F.R. 225), is hereby further amended to read as follows:

(1) *Restrictions on sale and distribution of rice*—(a) *Definitions*. (1) "Miller" means any person who mills more than 250 barrels of rough rice in any one month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice", as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice", as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice", as amended April 1, 1944.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Delivery" means the physical transfer of rice from a miller to a buyer. The transfer of rice by a miller to a truck, railroad car, ship, or other vehicle for transportation to the buyer, regardless of the ownership or control of the vehicle being used for such transportation, shall constitute a delivery.

(7) "Barrel" means 162 pounds.

(8) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including, but not restricted to, any corporate agency thereof), the War Shipping Administration or any approved ship supplier designated as such by War Shipping Administration, the Veterans' Administration, and any other instrumentality or agency designated by the Secretary of Agriculture.

(9) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(10) "Assistant Administrator" means the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(11) "Secretary of Agriculture" means the Secretary of Agriculture, United States Department of Agriculture.

(b) *Restrictions*. (1) Beginning February 1, 1946, every miller in the State of California, except as provided in (c) hereof, shall set aside each calendar month and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X, inclu-

sive, in an amount equal to 70 percent of the total combined quantity of the brown and milled rice milled by him during such month. Beginning February 1, 1946, every miller in any State other than California, except as provided in (c) hereof, shall set aside each calendar month and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X, inclusive, in an amount equal to 50 percent of the total combined quantity of the brown and milled rice milled by him during such month. All rice set aside may be offered for sale, at not more than ceiling prices established by the Office of Price Administration, to a governmental agency in response to announcements or notices by such agency that offers for the sale of such rice will be received.

(2) No miller shall in any calendar month deliver rice of any of the grades and classes specified in (b) (1) hereof unless he has set aside and holds in inventory for sale to, or has delivered to, a governmental agency the quantity of milled rice required by (b) (1) hereof to be set aside during each preceding calendar month.

(c) *Exemptions from restrictions of paragraph (b)*. (1) Any miller who in any calendar month does not mill sufficient milled rice of grade 5 or better and of one or more of the Classes I to X, inclusive, to comply with (b) (1) hereof shall be automatically released from compliance therewith during such month provided he:

(i) Sets aside during such month and thereafter holds for sale to, or delivers to, a governmental agency all rice of the above specified grades and classes milled by him during such month;

(ii) During the following month sets aside as required by (b) (1) and thereafter holds for sale to, or delivers to, a governmental agency, in addition to the quantity of rice regularly required to be set aside in that month, sufficient rice of the specified grades and classes to make up the deficit for the preceding month; and

(iii) Prior to the 15th day of the month following that in which a deficient set aside was made under (c) (1) (i) hereof, files with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., a certificate in the form prescribed in Appendix A hereto showing the quantity of rice of grade 5 or better and of one or more of the Classes I to X, inclusive, milled by him during the month for which the deficient set aside was made, and a lot inspection certificate signed by a federally licensed inspector with respect to each lot of rice of grades and classes other than those above specified milled by him during such month.

(2) Deliveries to governmental agencies of grades and classes of brown or milled rice other than those specified in (b) (1) hereof may be credited against

the amount of milled rice required to be set aside under this order provided such deliveries are made during the month for which the credit is claimed or, where a deficient set aside is made in accordance with (c) (1) (i) hereof in any calendar month, during such month or the following calendar month.

(3) Deliveries of brown or milled rice to persons other than governmental agencies for civilian use in Puerto Rico, the Virgin Islands, or Hawaii may be credited against the quantity of milled rice required to be set aside under this order provided such deliveries are made during the month for which the credit is claimed or, where a deficient set aside is made in accordance with (c) (1) (i) hereof in any calendar month, during such month or the following calendar month.

(4) The Assistant Administrator may upon application of any miller, authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) (1) hereof, when satisfactory evidence is submitted to the Assistant Administrator that the brown or milled rice so delivered is to be subsequently delivered to governmental agencies in the form of rice or a product thereof.

(5) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

(d) *Records and reports*. (1) Every miller shall file with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., prior to the 15th day of each month (on a form furnished by the said Order Administrator) a report for the preceding calendar month showing:

(i) The quantity of rough rice milled by him;

(ii) The quantities of brown rice and of milled rice produced by him;

(iii) The quantity of brown and milled rice shipped by him, first, to governmental agencies; second, to the export trade; and third, to the domestic civilian trade;

(iv) The quantities of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands, and Hawaii for civilian use and the quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

(v) The quantity of milled rice sold to governmental agencies since August 1, 1945, which remains unshipped at the end of the month for which the report is made.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Assistant Administrator may designate), maintain an accurate record of his production of and transactions in rice.

(3) The Assistant Administrator shall be entitled to obtain such other informa-

tion from and require such other reports and the keeping of such other records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

(e) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audit or inspection of the books, records, and other writings, premises, or stocks of rice of any person and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Contracts.* The provisions of this order and all orders or regulations issued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made or any rights accrued or payments made thereunder.

(g) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review,

the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(h) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provisions of this order.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(k) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(l) *Effective date.* This order shall be effective as of 12:01 a. m., e. s. t., February 1, 1946. With respect to viola-

tions, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, as amended, all provisions of said order in effect prior to said date shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

Note: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of January 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

APPENDIX A—CERTIFICATE

I, -----, hereby
-----, Official title
-----, hereby

Name of mill

represent to the Secretary of Agriculture, United States Department of Agriculture, in accordance with War Food Order No. 10, as amended, that the total quantity of milled rice of grade 5 or better and of one or more of the Classes I to X, inclusive, milled by

----- during

Name of mill

----- 194-----, was

Month Year

100-pound bags and that all of said rice was set aside and is held for sale to, or was delivered to, a governmental agency as provided in said War Food Order.

Signed -----

U. S. Department of Agriculture,
Summary to WFO-10 Amendment 14.

The U. S. Department of Agriculture announced today that, effective February 1, 1946, all commercial shipments of domestic rice to Puerto Rico, The Virgin Islands and Hawaii may be credited on Government set-asides.

At the same time, the quantity of milled rice required to be set aside will be increased to 50 percent of the production

of rice in the South and to 70 percent in California.

The department announced in December set-asides of 35 percent in the South and 60 percent in California, for Government procurement on and after January 1; also, that commercial shipments to the Territories after December 31 would not be deductible from the set-asides.

Following the December announcement, the rice trade indicated a preference to credit Territorial shipments on

the set-asides, even though this should require set-aside increases to implement the allocations to all areas drawing on United States supplies.

The action taken today does not alter the first quarter rice allocations announced on January 10. Procedures will be worked out after consultation with the industry for controlling shipments to the Territories in line with the allocations to these areas. These procedures will be announced at an early date.

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WFO 10

AMDT. 15

FEB. 20, 1946

[WFO 10, Amdt. 15]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (11 F.R. 1088) is hereby further amended:

1. By striking § 1432.1 (c) (3) and substituting in lieu thereof the following:

(3) (i) Deliveries in February, 1946, and in each succeeding calendar month by any miller in the State of California to persons other than governmental agencies of brown and milled rice for shipment to Hawaii may be credited against not more than 15 percent of the amount of rice required to be set aside during such month: *Provided, however*, That credit may be claimed against the set-aside requirements for February, 1946, for all deliveries between February 1 and 22, 1946, both dates inclusive, of brown and milled rice for shipment to Puerto Rico and the Virgin Islands, although in excess of said percentage, and for all deliveries between said dates of brown and milled rice for shipment to Hawaii, if a certificate with respect to such deliveries in the form prescribed in Appendix B hereto is filed with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., prior to March 15, 1946: *And provided further*, That if deliveries within said dates to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico and the Virgin Islands are less than 40 percent of the amount of rice required to be set aside for February, 1946, delivered between February 23 and 28, 1946, both dates inclusive, of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against the set-aside requirements for February in an amount equal to such deficiency.

DEPARTMENT OF AGRICULTURE

(ii) Deliveries in February and in each succeeding calendar month by any miller in any State other than California to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against not more than 40 percent of the amount of rice required to be set aside during such month: *Provided, however*, That credit may be claimed against the set-aside requirements for February, 1946, for all deliveries between February 1 and 22, 1946, both dates inclusive, of brown and milled rice for shipment to Puerto Rico and the Virgin Islands, although in excess of said percentage, and for all deliveries between said dates of brown and milled rice for shipment to Hawaii, if a certificate with respect to such deliveries in the form prescribed in Appendix B hereto is filed with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., prior to March 15, 1946: *And provided further*, That if deliveries within said dates to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico and the Virgin Islands are less than 40 percent of the amount of rice required to be set aside for February, 1946, delivered between February 23 and 28, 1946, both dates inclusive, of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against the set-aside requirements for February in an amount equal to such deficiency.

2. By striking § 1432.1 (d) (1) (v) and substituting in lieu thereof the following:

(v) The quantity of milled rice set aside for governmental agencies which remains unshipped at the end of the month for which the report is made.

3. By adding after § 1432.1 (d) (1) (v) the following:

(vi) A computation of his set-aside position to show the status of his compliance with this order at the end of the month for which the report is made.

This amendment shall be effective as of 12:01 a. m., e. s. t., February 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, as amended, all provisions of said order in effect prior to said date shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 20th day of February 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

APPENDIX B—CERTIFICATE

I, _____, _____
Official Title

Name of Mill Location of Mill
hereby represent that the quantities of rice specified below were delivered by said mill between February 1 and 22, 1946, both dates inclusive, to persons other than governmental agencies for shipment to the areas specified below and that a credit is claimed therefor, in accordance with War Food Order No. 10, as amended, against the quantity of rice required to be set aside for February, 1946:

Hawaii: _____ 100-pound bags.
Puerto Rico and Virgin Islands: _____
100-pound bags.

Signed: _____

U. S. Department of Agriculture
Summary to WFO-10, Amendment 15

The U. S. Department of Agriculture announced today that effective February 23, 1946 (1) each Southern rice miller will be allowed set-aside credit for shipments of rice to Puerto Rico and the Virgin Islands in an amount up to 40 percent of his monthly set-aside requirement, and (2) that each California rice miller will be allowed set-aside credit for shipments to Hawaii in an amount up to 15 percent of his monthly set-aside requirement.

These provisions are contained in an

amendment to War Food Order No. 10, for the purpose of limiting the quantity of rice shipped to Puerto Rico, the Virgin Islands, and Hawaii in conformity with allocations which have been set up for these Territories.

The Department had announced on January 25 that effective February 1 all commercial shipments of domestic rice to Puerto Rico, the Virgin Islands, and Hawaii could be credited on Government set asides and that procedures would be worked out after consultation with the industry for controlling shipments to the Territories in line with allocations.

The amendment issued today also provides that no set-aside credit be allowed Southern millers for shipments to Hawaii and that no credit be allowed California millers for shipments to Puerto Rico and the Virgin Islands, after February 22, 1946.

In the past southern mills have not shipped significant quantities of rice to Hawaii. The California mills already have made shipments to Puerto Rico and the Virgin Islands in excess of their proportionate share of the allocation based on prewar division of the trade between the southern and California mills.

DEPARTMENT OF AGRICULTURE

[WFO 10, Amdt. 16]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (11 F.R. 1088, 1881) is hereby further amended to read as follows:

§ 1432.1 Restrictions on sale and distribution of rice—(a) Definitions. (1) "Miller" means any person who mills more than 250 barrels of rough rice in any one month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice", as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice", as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice", as amended April 1, 1944.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Delivery" means the physical transfer of rice from a miller to a buyer. The transfer of rice by a miller to a truck, railroad car, ship, or other vehicle for transportation to the buyer, regardless of the ownership or control of the vehicle being used for such transportation, shall constitute a delivery.

(7) "Barrel" means 162 pounds.

(8) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including, but not restricted to, any corporate agency thereof), the War Shipping Administration, any approved ship supplier designated as such by War Shipping Administration, the Veterans Administration, and any other instrumentality or agency designated by the Secretary of Agriculture.

(9) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(10) "Assistant Administrator" means the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(11) "Secretary of Agriculture" means the Secretary of Agriculture, United States Department of Agriculture.

(b) **Restrictions.** (1) Beginning February 1, 1946, every miller in the State of California, except as provided in (c) hereof, shall set aside each calendar month and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X, inclusive, in an amount equal to 70 percent of the total combined quantity of the brown and milled rice milled by him during

such month. Beginning February 1, 1946, every miller in any State other than California, except as provided in (c) hereof, shall set aside each calendar month, or portion thereof prior to May 1, 1946, and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X, inclusive, in an amount equal to 50 percent of the total combined quantity of the brown and milled rice milled by him during such month or such portion thereof. All rice set aside may be offered for sale to a governmental agency: (i) in response to announcements or notices by a governmental agency that offers for the sale of such rice will be received; (ii) when packaged in containers of a size and quality announced as acceptable to such governmental agency; and (iii) at not more than ceiling prices established by the Office of Price Administration for such rice so packaged.

(2) No miller, on any day when the quantity of milled rice set aside by him, in accordance with (b) (1) hereof, for all full calendar months preceding such day but after July 31, 1945, and held by him in inventory for sale to a governmental agency plus the quantity of rice delivered by him under credit against the set aside requirements of this order for such preceding months is less than the quantity of rice required to be set aside for such preceding months, shall after April 12, 1946: (i) mix rough rice which reasonably cannot be expected to produce milled rice consisting 15 percent or less of moisture with rough rice which reasonably can be expected to produce such milled rice unless the resulting mixture is in performance of a contract with a governmental agency; (ii) mix either brown or milled rice, or both, consisting 15 percent or less of moisture with either brown or milled rice, or both, consisting more than 15 percent of moisture unless the resulting mixture of rice consists 15 percent or less of moisture unless the mixture is in performance of a contract with a governmental agency; (iii) produce any grown, undermilled or parboiled rice except in the performance of a contract with a governmental agency; (iv) deliver any rice to any person not entitled to receive set-aside rice under this order, unless it has been offered for sale to and rejected by Commodity Credit Corporation, United States Department of Agriculture, and a notice of such rejection issued by said Commodity Credit Corporation is filed with the monthly report required under this order; or (v) pack rice in other than 100-pound bags of a type and quality announced as acceptable to said Commodity Credit Corporation, except that rice under contract at the time of packing for delivery as a credit against the set-aside requirements of this order may be packed in accordance with such contract.

(c) **Exemptions from restrictions of paragraph (b).** (1) Deliveries to gov-

ernmental agencies of grades and classes of brown or milled rice other than those specified in (b) (1) hereof may be credited against the amount of milled rice required to be set aside under this order provided such deliveries are made during the month for which the credit is claimed.

(2) (i) Beginning April 1, 1946, deliveries in any calendar month by any miller in the State of California to persons other than governmental agencies of brown and milled rice for shipment to Hawaii may be credited against not more than 22½ percent of the amount of rice required to be set aside during such month, and deliveries in any calendar month by any such miller to such persons of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against not more than 10 percent of the amount of rice required to be set aside during such month.

(ii) Beginning April 1, 1946, deliveries in any calendar month by any miller in any State other than California to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against the amount of rice required to be set aside during such month.

(3) The Assistant Administrator may upon application of any miller, authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) (1) hereof, when satisfactory evidence is submitted to the Assistant Administrator that the brown or milled rice so delivered is to be subsequently delivered to governmental agencies in the form of rice or a product thereof.

(4) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

(d) **Records and reports.** (1) Every miller shall file with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., prior to the 15th day of each month (on a form furnished by the said Order Administrator) a report for the preceding calendar month showing:

(i) The quantity of rough rice milled by him;

(ii) The quantities of brown rice and of milled rice produced by him;

(iii) The quantity of brown and milled rice shipped by him, first, to governmental agencies; second, to the export trade; and third, to the domestic civilian trade;

(iv) The quantities of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands, and Hawaii for civilian use and the quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

(v) The quantity of milled rice set aside for governmental agencies which

remains unshipped at the end of the month for which the report is made.

(vi) A computation of his set-aside position to show the status of his compliance with this order at the end of the month for which the report is made.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Assistant Administrator may designate), maintain an accurate record of his production of and transactions in rice.

(3) The Assistant Administrator shall be entitled to obtain such other information from and require such other reports and the keeping of such other records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

(e) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audit or inspection of the books, records, and other writings, premises, or stocks of rice of any person and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Contracts.* The provisions of this order and all orders or regulations issued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made or any rights accrued or payments made thereunder.

(g) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreason-

able hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(h) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provisions of this order.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(k) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(l) *Effective date.* Except insofar as other effective dates are specified herein, the provisions of this order shall become effective as of 12:01 a. m. e. s. t., April 12, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, under the provisions of War Food Order No. 10, as amended, prior to said dates, all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8067)

Issued this 10th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

War Food Administration Summary to WFO-10 Amendment 16

The U. S. Department of Agriculture announced today that each southern rice miller will be allowed set-aside credit for all shipments to Puerto Rico and the Virgin Islands. This allowance previously was limited to 40 percent. California millers may credit 10 percent of the set-aside on shipments to Puerto Rico and the Virgin Islands. Since February 23 no credit has been allowed on Cali-

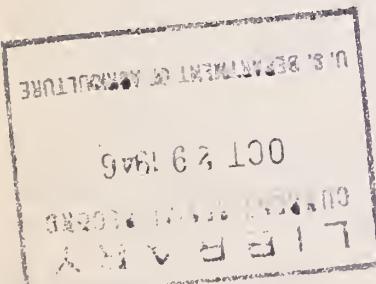
fornia shipments to Puerto Rico and the Virgin Islands.

Today's announcement also provides that California millers will be allowed set-aside credit for shipments to Hawaii in an amount up to 22½ percent of their monthly set-aside requirements, compared with the previous allowance of 15 percent.

These changes are made to facilitate the movement of rice to Puerto Rico and Hawaii.

The changes in the rice order are covered in an amendment to War Food Order No. 10. This order has been in effect, and amended from time to time, since January 1943. It applies to all rice milled and requires that the set-aside be made from rice of the Classes I to X (inclusive) of Grade U. S. No. 5 or better.

The order has also been amended to eliminate the automatic extension of time previously allowed millers in meeting monthly set-aside requirements.



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DEPARTMENT OF AGRICULTURE

[WFO 10, Amdt. 17]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (11 F.R. 3993, 5105) is hereby further amended by striking §1432.1(c)(2)(i) and substituting in lieu thereof the following:

(2) (i) Beginning June 1, 1946, deliveries in any calendar month by any miller in the State of California to persons other than governmental agencies of

brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against the amount of rice required to be set aside during such month, and deliveries in any calendar month by any such miller to such persons of brown and milled rice for shipment to Hawaii may be credited against not more than 10 percent of the amount of rice required to be set aside during such month.

This amendment shall become effective at 12:01 a. m., e. s. t., June 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals

taken, prior to said date, under War Food Order No. 10, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 31st day of May 1946.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

**United States Department of Agriculture
Summary to WFO-10, Amendment 17**

The U. S. Department of Agriculture announced today that beginning June 1 California rice millers will be allowed full set-aside credit for all shipments of Brown and Milled rice to Puerto Rico and the Virgin Islands, but that the set-

aside credit on shipments to Hawaii will be reduced to 10 percent.

Since April 1 the California millers have been allowed a set-aside credit of not in excess of 10 percent against their monthly set-aside requirements for shipments to Puerto Rico and the Virgin Islands and 22½ percent for shipments to Hawaii.

Today's action seeks to bring shipments to the islands in line with authorized allocations. Shipments to Puerto Rico and the Virgin Islands have been below the quantities allocated to these Islands, whereas shipments to Hawaii have been in excess of allocations.

Today's action is covered in an amendment to WFO No. 10.

DEPARTMENT OF AGRICULTURE

[WFO 10, Amdt. 18]

PART 1432—RICE

SET-ASIDE REQUIREMENTS AND RESTRICTIONS
ON DISTRIBUTION AND MILLING OF RICE

War Food Order No. 10, as amended (11 F. R. 3993, 5105, 5995) is hereby further amended to read as follows:

§ 1432.1 Set-aside Requirements and restrictions on distribution and milling of rice—(a) Definitions. (1) "Miller" means any person who mills more than 500 barrels of rough rice in any calendar month. When a person qualifies as a miller in any calendar month he shall thereafter be deemed to be a miller subject to all of the restrictions of this order until released therefrom by the Administrator upon a showing that he does not mill or intend to mill more than 500 barrels of rough rice in any calendar month and subject to reclassification as a miller if he subsequently mills more than 500 barrels of rough rice in any calendar month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice," as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice," as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice," as amended September 4, 1946.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Delivery" means the physical transfer of rice from a miller to a buyer. The transfer of rice by a miller to a truck, a railroad car, ship, or other vehicle for transportation to the buyer, regardless of the ownership or control of the vehicle being used for such transportation, shall constitute a delivery.

(7) "Barrel" means 162 pounds.

(8) "Deliveries into civilian channels" means all deliveries of rice except deliveries to a governmental agency, or to other persons under set-aside credit as provided in (c).

(9) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including, but not restricted to, any corporate agency thereof), the United States Maritime Commission, any approved ship supplier designated as such by the United States Maritime Commission or by the War Shipping Administration, the Veterans' Administration, or any other instrumental or agency designated by the Secretary of Agriculture.

(10) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(11) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(12) "Order Administrator" means the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C.

(13) "Secretary of Agriculture" means the Secretary of Agriculture, United States Department of Agriculture, Washington 25, D. C.

(14) "Commodity Credit Corporation" means the Commodity Credit Corporation, United States Department of Agriculture, Washington 25, D. C.

(b) *Set-aside requirements and restrictions applicable to millers.* (1) Beginning September 1, 1946 every miller shall set aside in each calendar month for sale and delivery to a governmental agency milled rice of one or more of the grades 1 to 6, including the special grades unpolished milled rice and parboiled milled rice, and of the classes I to XII, all inclusive, in an amount equal to 40 percent of the total combined quantity of brown and milled rice milled by him during such month.

(2) Beginning October 1, 1946 no miller shall make any deliveries of brown or milled rice into civilian channels in any calendar month unless: (i) he has set aside in each preceding calendar month after August, 1946 the quantity and quality of milled rice required by (b) (1); (ii) not later than the second business day of each calendar month after September, 1946 he offers to sell and deliver to Commodity Credit Corporation (in 100 pound bags of a type and quality specified by said Corporation in its rice purchase announcements issued from time to time and otherwise in accordance with the terms and conditions stated in such announcements) all milled rice required by (b) (1) to be set aside in the preceding month, less any quantities of such rice delivered during such preceding month to governmental agencies, or to persons other than governmental agencies for set-aside credit as provided in (c), and (iii) he has delivered to Commodity Credit Corporation in accordance with the offer required by (b) (2) (ii) all rice offered to and accepted by said Corporation for which the delivery period determined as provided in said rice purchase announcements has passed: *Provided*, That if the quantity of rice to be offered to Commodity Credit Corporation under (b) (2) (ii) by the second business day of any calendar month constitutes less than a carload lot, it shall be held in inventory and shall be added to the quantity otherwise required to be offered to said Corporation by the second business day of the following month.

(3) After September 19, 1946 no miller shall in any calendar month use any device or process in the milling or other processing of rice which has the effect of causing milled rice so produced to come within a grade lower than the grades specified in (b) (1) unless he

has set aside for sale and delivery to a governmental agency the quantity and quality of rice required by (b) (1) to be set aside in such month and unless thereafter as provided in (b) (2) he offers to sell and deliver and does deliver the quantity and quality of rice specified in (b) (2) (ii).

(4) No miller, on any day when the quantity of milled rice set aside by him under this order and prior amendments thereof, for all full calendar months preceding such day but after July 31, 1945, and held by him in inventory for sale to a governmental agency, plus the quantity of rice delivered by him under credit against the set-aside requirements made by this order and prior amendments thereof for such preceding months, is less than the quantity of rice required by this order and prior amendments thereof to be set aside for such preceding months, shall after September 19, 1946: (i) use any device or process in the milling or other processing of rice which has the effect of causing milled rice so produced to come within a grade lower than the grades specified in (b) (1); (ii) produce any brown rice except in the performance of a contract with a governmental agency; (iii) deliver any brown rice or any milled rice of a grade and class required to be set aside by (b) (1) to any person who at the time of delivery is not entitled to receive set-aside rice under this order; (iv) pack any rice of the grades and classes specified in (b) (1) in other than 100-pound bags of a type and quality specified from time to time by Commodity Credit Corporation in its rice purchase announcements, except that rice under contract at the time of packing for delivery as a credit against the set-aside requirements of this order may be packed in accordance with such contract.

(c) *Credits against set-aside requirements and exemptions.* (1) Deliveries in any calendar month by any miller in the State of California to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico, the Virgin Islands, and Hawaii may be credited against the set-aside requirements of (b) (1) for such month in an amount not exceeding 25 percent of the total quantity of brown and milled rice milled by such miller during such month, and deliveries in any calendar month by any miller in any State other than California to such persons of brown and milled rice for shipment to Puerto Rico, the Virgin Islands, and Hawaii may be credited against the set-aside requirements of (b) (1) for such month in an amount not exceeding 15 percent of the total quantity of brown and milled rice milled by such miller during such month.

(2) The Administrator may upon application of any miller authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) (1) when satisfactory evidence is submitted to the Ad-

ministrator that the brown or milled rice so delivered is to be subsequently delivered to governmental agencies in the form of rice or a product thereof.

(3) Deliveries to governmental agencies of grades and classes of brown and milled rice other than those specified in (b) (1) may be credited against the quantity of milled rice required to be set aside under (b) (1) if such deliveries are accepted by the governmental agencies and are made in the month for which the credit is claimed.

(4) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

(d) *Reports required.* (1) Every person who mills rough rice (except such rice as is exempted from restriction by (c) (4)), whether or not in excess of 500 barrels in any calendar month, shall mail to the Order Administrator prior to the 10th day of each calendar month (on a form furnished by the Order Administrator) a report for the preceding calendar month showing: (i) the quantity of rough rice milled by him; (ii) the quantities of brown and milled rice produced by him; (iii) the quantity of brown and milled rice shipped by him first, to governmental agencies; second, to export trade; and third, to the domestic civilian trade; (iv) the total quantities of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands, and Hawaii, and the quantities so shipped for which set-aside credit is claimed; (v) the quantity of milled rice set aside for governmental agencies which remains unshipped at the end of the month for which the report is made; and (vi) a computation of his set-aside position to show the status of his compliance with this order at the end of the month for which the report is made.

(2) Every person subject to this order shall, for at least two years (or for such other period of time as the Administrator may designate), maintain an accurate record of his production of and transactions in rice.

(3) The Administrator shall be entitled to obtain such other information from and require such other reports and the keeping of such other records by any person as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

(e) *Audits and inspections.* The Administrator shall be entitled to make such audit or inspection of the books, records, and other writings, premises, or stocks of rice of any person and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Contracts.* The provisions of this order and all orders or regulations is-

sued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made or any rights accrued or payments made thereunder.

(g) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as he deems appropriate, which action shall be final.

(h) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provisions of this order.

(i) *Delegation of authority.* The Administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator. The Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(k) *Territorial Scope.* This order shall apply within the 48 States and the District of Columbia.

(l) *Effective Date.* Except insofar as other effective dates are specified herein, the provisions of this order shall become effective as of 12:01 a. m., e. s. t., September 19, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the provisions of War Food Order No. 10 as amended prior to said dates, all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E. O. 9280, December 5, 1942, 7 F. R. 10179; E. O. 9577, June 29, 1945, 10 F. R. 8087; Sec. 2 (a), 54 Stat. 676, as amended, 50 U. S. C. War App. Sup. 1152 (a))

Issued this 17th day of September 1946.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

UNITED STATES DEPARTMENT OF AGRICULTURE
SUMMARY TO WFO 10, AMDT. 18

Reductions in rice set-aside from 50 percent in the South and 70 percent in California to a uniform 40 percent applicable to both areas were announced today by the U. S. Department of Agriculture, effective September 19, 1946, under Amendment No. 18 to WFO-10.

The amendment requires millers not only to set aside the specified quantity of rice but to offer and deliver promptly the required amount.

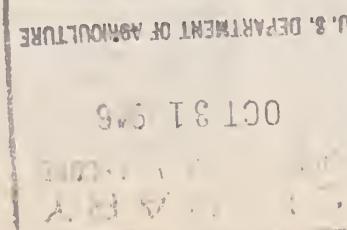
The quantity of rice required to be set aside, less any quantity otherwise delivered for set-aside credit, must be offered to the Commodity Credit Corporation not later than the second business day of the month succeeding that in which the set-aside was required.

In conformity with new standards which have just been issued for rice, the amendment requires that the set-aside rice include grades 1 to 6 of classes 1 to 12, inclusive, and rice of the special grades "unpolished milled rice" and "parboiled milled rice." Grade 6 includes most of the rice of the type previously bought by CCC as "sample grade."

The amendment allows set-aside credit for shipment to Hawaii, Puerto Rico and the Virgin Islands—up to 15 percent of a miller's monthly production in the South and up to 25 percent in California. Restrictions have been eliminated as to the particular territory to which each milling area may ship rice.

The definition of a "miller" has been changed to provide that any person milling more than 500 barrels of rice in any one month shall be classified as a miller. Heretofore the amount was 250 barrels. This change has been made because of the reduced set-aside which makes it impracticable to require a set-aside by persons milling less than 500 barrels a month. However, a miller producing less than 500 barrels of rice a month is required to make a monthly report to the Order Administrator, covering millings and sales.

The amendment also contains a general prohibition against the use of any device which would cause rice to fall below the grades acceptable for set-aside purposes.



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WFO 10

AMDT. 19

OCT. 31, 1946

DEPARTMENT OF AGRICULTURE

[WFO 10, Amdt. 19]

PART 1432—RICE

SET-ASIDE REQUIREMENTS AND RESTRICTIONS
ON DISTRIBUTION AND MILLING

War Food Order No. 10, as amended (11 F. R. 10649) is hereby further amended by striking the period after the sentence in § 1432.1 (c) (1) and adding to said paragraph the following: "Provided, however, that deliveries in November, 1946 by any miller to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico, the Virgin Islands and Hawaii may be credited against the set-aside requirements of (b) (1) for such month up to 40 percent of the total quantity of brown and milled rice milled by such miller during such month."

This amendment shall become effective at 12:01 a. m., e. s. t., November 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the provisions of War Food Order No. 10, as amended, prior to said date, all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E. O. 9280, December 5, 1942, 7 F. R. 10179; E. O. 9577, June 29, 1945, 10 F. R. 8087; sec. 2 (a), 54 Stat. 676, as amended, 50 U. S. C. War App. Sup. 1152 (a))

Issued this 31st day of October 1946.

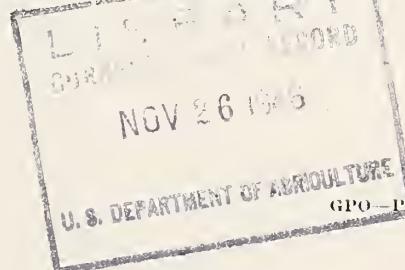
[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

United States Department of Agriculture Summary to WFO 10, Amdt. 19

The United States Department of Agriculture today amended War Food Order 10, effective November 1, 1946, to allow set-aside credit for rice shipments to the Territories up to 40 percent of each mill's production during the month of November 1946.

Prior to today's action the quantity of rice that could move with set-aside credit in any month to Hawaii, Puerto Rico and the Virgin Islands was limited to 15 percent of the month's production in the case of Southern mills and to 25 percent in the case of California mills.

Officials stated that the increase in the set-aside credit for November is being allowed so that mills will not be penalized because of the stoppage of shipments by the maritime strike during the past month.



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WFO 10

AMDT. 20

DEC. 20, 1946

DEPARTMENT OF AGRICULTURE

[WFO 10, Amdt. 20]

PART 1432—RICE

SET-ASIDE REQUIREMENTS AND RESTRICTIONS
ON DISTRIBUTION AND MILLING OF RICE

War Food Order No. 10, as amended (11 F. R. 10649 and 13144), is hereby further amended by striking the period at the end of § 1432.1 (c) (1), and substituting a semicolon in lieu of said period, and by adding to said paragraph the following: *"And provided further, That deliveries in December, 1946 by any miller to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico, the Virgin Islands, and Hawaii, may be credited against the set-aside requirements of (b) (1) for December, 1946 up to 40 per-*

cent of the total quantity of brown and milled rice milled by such miller during such month."

This amendment shall be effective as of 12:01 a. m., e. s. t., December 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the provisions of War Food Order No. 10, as amended, prior to said date all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal. (Sec. 2 (a), 54 Stat. 676, as amended, 50 U. S. C. App. Sup. 1152 (a); E. O. 9280, Dec. 5, 1942, 7 F. R. 10179; E. O. 9577, June 29, 1945, 10 F. R. 8087)

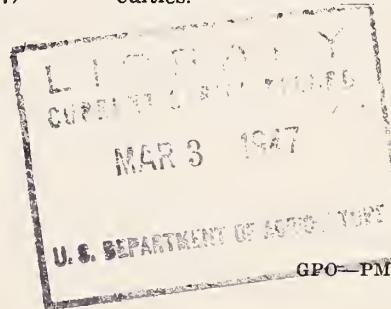
Issued this 20th day of December 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

United States Department of Agriculture; Summary to WFO-10, Am. 20

The U. S. Department of Agriculture today announced an allowance of set-aside credit for rice shipments to the Territories up to 40 percent of each mill's production during the month of December, 1946. This is the same as the November allowance.

Officials stated that the extra set-aside credit for December is being allowed to enable mills to catch up on the authorized shipments to the Territories which had been curtailed by the maritime strike and subsequent transportation difficulties.



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WFO 10

AMDT. 22
JAN. 27, 1947

DEPARTMENT OF AGRICULTURE

[WFO 10, Amdt. 22]

PART 1432—RICE

SET-ASIDE REQUIREMENTS AND RESTRICTIONS
ON DISTRIBUTION AND MILLING

War Food Order No. 10, as amended (11 F. R. 10649, 13144, and 14646, and 12 F. R. 347), is hereby further amended:

1. By striking § 1432.1 (b) (1) and substituting in lieu thereof, the following:

(b) *Set-aside requirements and restrictions applicable to millers.* (1) Beginning February 1, 1947 every miller shall set aside in each calendar month for sale and delivery to a governmental agency, milled rice of one or more of the grades 1 through 6 (excluding the special grades unpolished milled rice and parboiled milled rice) and of the classes I through XII, in an amount equal to 40 percent of the total combined quantity of brown and milled rice milled by him during such month.

2. By striking the period at the end of § 1432.1 (b) (2) and substituting a semi-colon in lieu thereof, and adding to said section the following proviso: "Provided, further, That offers of unpolished milled rice and parboiled milled rice made to Commodity Credit Corporation pursuant to War Food Order No. 10 during the first two business days in February, 1947 shall not be acceptable by said Corporation unless the miller making such an offer certifies to the Department of Agriculture that the offer includes only rice set aside in and for January 1947 and that the quantity of rice so offered is not in excess of that prescribed in (b) (2) (ii)."

3. By striking § 1432.1 (c) (1) and substituting in lieu thereof, the following:

(c) *Credits against set-aside requirements, and exemptions.* (1) Deliveries in any calendar month by any miller to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico, the Virgin Islands, and Hawaii, and exports of brown and

milled rice in any calendar month by any miller to Cuba may be credited against the set-aside requirements of (b) (1) for such month in a total amount not exceeding 40 percent of the total quantity of brown and milled rice milled by such miller during such month: *Provided, however,* That in calculating the quantity of rice creditable under this subparagraph, rice exported to Cuba shall be counted at half its actual quantity while rice delivered for shipment to Puerto Rico, the Virgin Islands, and Hawaii shall be counted at its actual quantity.

4. By striking § 1432.1 (c) (3) and substituting in lieu thereof, the following:

(3) Deliveries to governmental agencies of grades and classes of brown and milled rice other than those specified in (b) (1) may be credited against the quantity of milled rice required to be set aside under (b) (1) only if such rice is accepted by the governmental agencies and delivery is made in the month for which the credit is claimed.

5. By striking § 1432.1 (d) (1) (iv) and substituting in lieu thereof, the following:

(iv) the total quantities of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands, Hawaii, and Cuba, and the quantities so shipped for which set-aside credit is claimed;

Effective date. This amendment shall become effective at 12:01 a. m., e. s. t., February 1, 1947. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the provisions of War Food Order No. 10, as amended, prior to said date, all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

Note: All reporting requirements of this amendment have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval

of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Sec. 2 (a), 54 Stat. 676; 50 U. S. C. War App. Sup. 1152 (a); E. O. 9280, Dec. 5, 1942, 7 F. R. 1079; E. O. 9577, June 29, 1945, 10 F. R. 8087)

Issued this 27th day of January 1947.

N. E. DODD,
Acting Secretary of Agriculture.

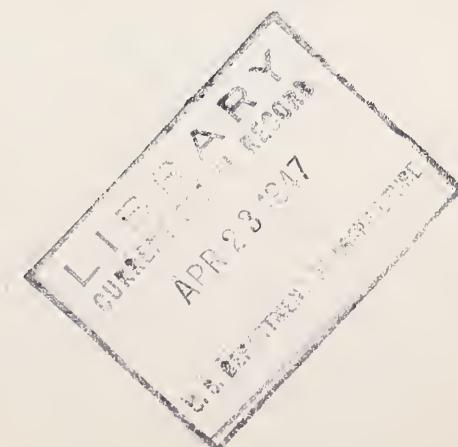
United States Department of Agriculture
Summary to WFO 10, Amdt. 22

Action designed to assist Cuba in receiving the full amount of its allocations of rice from the United States was taken today by the U. S. Department of Agriculture through an amendment to War Food Order 10, governing rice milling, distribution, and set-asides.

The amended order provides that in calculating the quantity of rice creditable against set-asides, the exports to Cuba shall be counted at half the actual quantity exported. Heretofore, exports to Cuba have not been credited against the set-aside. Full set-aside credit will continue to be applied against shipments to Puerto Rico, the Virgin Islands, and Hawaii. The total set-aside required under the order is 40 percent of the production of milled rice in any month.

The Department stated that because of the maritime strike, receipts of rice in Cuba during the period July-December 1946 were approximately 700,000 100-pound bags short of the quantity allocated. It is desirable that this unshipped balance should move at the earliest possible date in addition to the quantities allocated for the first six months of 1947.

It was also announced that beginning February 1 the Commodity Credit Corporation will discontinue buying unpolished milled rice and parboiled milled rice with the exception of quantities required to complete the January set-aside requirements. All other purchases of unpolished milled rice and parboiled milled rice are being discontinued because the requirements for these qualities have been filled.



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WFO 10

AMENDMENT 23

FEBRUARY 28, 1947

DEPARTMENT OF AGRICULTURE

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 10, Amdt. 23]

PART 1432—RICE

SET-ASIDE REQUIREMENTS AND RESTRICTIONS ON DISTRIBUTION AND MILLING OF RICE

War Food Order No. 10, as amended (11 F. R. 10649, 13144, and 14646, and 12 F. R. 347 and 702), is hereby further amended by striking § 1432.1 (c) (1) and substituting in lieu thereof the following:

(1) Deliveries in any calendar month by any miller to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico, the Virgin Islands, and Hawaii, and exports of brown and milled rice in any calendar month by any miller to Cuba, and other exports of brown and milled rice in any calendar month by any miller under a license issued pursuant to the act of July 2, 1940, as amended (50 U. S. C. App. 701

et seq.), may be credited against the set-aside requirements of paragraph (b) (1) of this section for such month in a total amount not exceeding 40 percent of the total quantity of brown and milled rice milled by such miller during such month.

Effective date. This amendment shall be effective as of 12:01 a. m., e. s. t., March 1, 1947. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the provisions of War Food Order No. 10, as amended prior to said date, all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(Sec. 2 (a), 54 Stat. 676, as amended; 50 U. S. C. App. and Sup. 1152 (a); E. O. 9280, Dec. 5, 1942, 3 CFR Cum. Supp., E. O. 9577, June 29, 1945, 3 CFR 1945 Supp.)

Issued this 28th day of February 1947.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

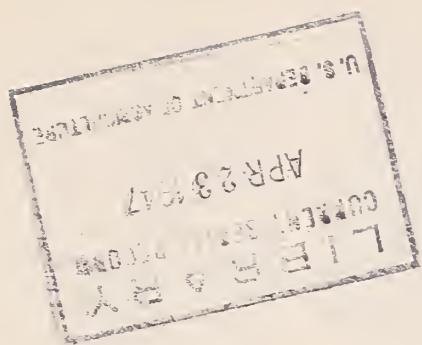
United States Department of Agriculture; Summary to WFO 10, Amdt. 23

The Department of Agriculture today took action to encourage prompt movement of United States rice to Cuba by providing set-aside credits for shipments beginning March 1 at the rate of one bag credit for each bag of rice exported.

There are also small quantities of rice yet to be moved through commercial channels to other claimants under export licenses, and set-aside credit will be given with respect to these lots at the same rate as provided by the amendment for Cuba.

The set-aside credit given for Cuban exports during February has been at the rate of one bag credit for each two bags exported.

The new set-aside credit becomes effective through an amendment to War Food Order 10, governing rice milling, distribution, and set-asides.



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WFO 10

AMDT. 24

MAR. 31, 1947

DEPARTMENT OF AGRICULTURE

[WFO 10, Amdt. 24]

PART 1432—RICE

SET-ASIDE REQUIREMENTS AND RESTRICTIONS
ON DISTRIBUTION AND MILLING OF RICE

War Food Order No. 10, as amended (11 F. R. 10649, 13144, and 14646, and 12 F. R. 347, 702, 1507) is hereby further amended by striking § 1432.1 (b) (1) and substituting in lieu thereof the following:

(1) Beginning April 1, 1947, every miller shall set aside in each calendar month for sale and delivery to a governmental agency, milled rice of one or more of the grades 1 through 6 (excluding the special grades unpolished milled rice and parboiled milled rice) and of the classes I through XII, in an amount equal to 0 percent of the total combined quantity of brown and milled rice milled by him during such month.

Effective date. This amendment shall become effective as of 12:01 a. m., e. s. t., April 1, 1947. With respect to violations, rights accrued, liabilities incurred, or ap-

peals taken under the provisions of War Food Order No. 10, as amended, prior to said date, all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(Sec. 2 (a), 54 Stat. 676, as amended; 50 U. S. C. App. Sup. 1152 (a); E. O. 9280, Dec. 5, 1942; 3 CFR Cum. Supp., E. O. 9577, June 29, 1945; 3 CFR, 1945 Supp.)

Issued this 31st day of March 1947.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

*United States Department of Agriculture,
Summary to WFO 10, Amdt. 24*

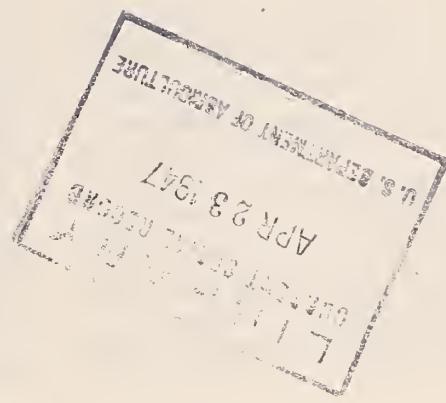
Beginning April 1, the U. S. Department of Agriculture will require no additional rice from the 1946 crop to be set aside for Government purchase.

This action is taken in an amendment of War Food Order 10 dealing with rice

set-asides and distribution. Since September 1946, the mills have been required to set aside for Government agencies 40 percent of their monthly production. Amended WFO-10, effective April 1, reduces this percentage to zero, but retains all other provisions of the order.

The amount of the set-aside is being reduced to zero because the Commodity Credit Corporation has already acquired all the rice it needs to meet CCC requirements from the 1946 crop. These requirements consist principally of purchases of rice for the Philippines, and for UNRRA (for use in China). No additional purchases of domestic rice are contemplated by the CCC.

Department officials stated also that credit will continue to be given for exports to Cuba against set-aside deficits of previous months. To facilitate exports to Cuba the department had announced that beginning March 1 set-aside credits for shipments would be allowed at the rate of one bag credit for each bag of rice exported.



WAR FOOD ADMINISTRATION

[WFO 10-1]

PART 1432—RICE

REQUIREMENT OF REPORTS

Pursuant to the authority vested in me by the provisions of War Food Order No. 10 as amended (9 F.R. 8174), it is hereby ordered that:

§ 1432.2 Reports of production and shipments—(a) *Reports required.* Every person who is a "miller" as defined in War Food Order No. 10, as amended, shall file with the Administrator of said order, War Food Administration, Washington 25, D. C., prior to the 15th day of each month (on Form FDO 10-2, furnished by the said Order Administrator) a report

for the preceding calendar month showing:

(1) The quantity of rough rice milled by him;

(2) The quantities of brown rice and of milled rice produced by him;

(3) The quantity of brown and milled rice shipped by him (i) to governmental agencies; (ii) to the export trade; and (iii) to domestic civilian trade;

(4) The quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

(5) The quantity of milled rice sold to governmental agencies since October 1, 1944, which remains unshipped at the end of the month for which the report is made.

(b) *Effective date.* This order shall become effective at 12:01 a. m., c.w.t., August 9, 1944.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 10, Amdt. 5, 9 F.R. 8174)

Issued this 8th day of August 1944.

C. W. KITCHEN,
Acting Director of Distribution.

War Food Administration,
Summary to 10.1.

All rice millers subject to provisions of War Food Order 10 are required in an order by the Director of Distribution, War Food Administration, to report their operations each month to the Order Ad-

ministrator by the 15th of the following month. The order, which became effective August 9, 1944, applies to all rice millers who mill more than 500 barrels of rough rice in any calendar month.

Rice millers are required to report the quantity of rough rice milled and the quantities of the various types of milled

rice produced. Shipments to governmental agencies and to others must also be listed, together with the quantity sold to governmental agencies but undelivered at the close of the month.

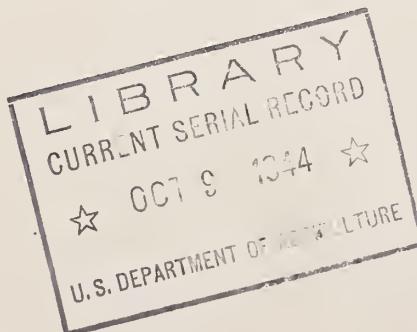
The data required are necessary for the administration of WFO 10, as amended August 1, 1944.

GPO—WFA 47—p. 1

WAR FOOD ADMINISTRATION
OFFICE OF DISTRIBUTION
WASHINGTON 25, D. C.

OFFICIAL BUSINESS

Penalty for Private Use to Avoid Payment of
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WFO 10-1

REVOCATION
JULY 31, 1945

DEPARTMENT OF AGRICULTURE

[WFO 10-1, Revocation]

PART 1432—RICE

REVOCATION OF REQUIREMENT OF REPORTS

Pursuant to the authority vested in me by the provisions of War Food Order No. 10, as amended (10 F.R. 2705), and inasmuch as the reporting requirements heretofore made by War Food Order No. 10-1 are incorporated in said War Food

Order No. 10, as amended, said War Food Order No. 10-1, § 1432.2 (9 F.R. 9775) is hereby revoked effective at 12:01 a. m., e. w. t., August 1, 1945. With respect to violations, rights, accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10-1, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to

any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO 10, as amended, 10 F.R. 2705)

Issued this 31st day of July 1945.

[SEAL]

C. W. KITCHEN,
Director of Marketing Services.

